

Atty. Dkt. No. 071344-0306

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hein et al.

Title: TRANSGENIC PLANTS
EXPRESSING ASSEMBLED
SECRETORY ANTIBODIES

Appl. No.: 09/491,322

Filing Date: 01/25/2000

Examiner: C. Collilns

Art Unit: 1638

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
<i>Germaine Sarda</i> (Printed Name)	
<i>Germaine Sarda</i> (Signature)	
September 16, 2004 (Date of Deposit)	

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

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CENTRAL FAX CENTER
SEP 16 2004

Sir:

Applicant herewith submits payment due for prior fees paid by mistake as a Small Entity. The deficiency was associated with an Amendment filed on April 6, 2004 (copy attached). Applicant inadvertently paid Small Entity Status for the following:

- Petition for 3-months Extension of Time.

Amount Due: \$950
Amount Previously Paid: \$475
Amount to charge to Deposit Account No. 50-0872: \$475

- Statutory Disclaimer Fee Under 37 C.F.R. § 1.20(d).

Amount Due: \$440
Amount Previously Paid: \$220
Amount to charge to Deposit Account No. 50-0872: \$220

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[X] The fee required for additional claims is calculated below:

	Claims As Amended	Previously Paid For	Extra Claims Present	Rate	Additional Claims Fee
Total Claims:	60	- 78 =	0	x \$18.00 =	\$0.00
Independent Claims:	3	- 5 =	0	x \$86.00 =	\$0.00
First presentation of any Multiple Dependent Claims:		+ \$290.00 =			\$0.00
			CLAIMS FEE TOTAL	=	\$0.00

[X] On April 6, 2004, Applicant previously petitioned for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[] Extension for response filed within the first month:	\$110.00	\$0.00
[] Extension for response filed within the second month:	\$420.00	\$0.00
[X] Extension for response filed within the third month:	\$950.00	\$950.00
[] Extension for response filed within the fourth month:	\$1,480.00	\$0.00
[] Extension for response filed within the fifth month:	\$2,010.00	\$0.00
EXTENSION FEE TOTAL:		\$950.00
[X] Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$440.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$1390.00
[X] AMOUNT PREVIOUSLY PAID:		\$695.00
TOTAL FEE:		\$695.00

[X] Please charge Deposit Account No. 50-0872 in the amount of \$695.00. A duplicate copy of this transmittal is enclosed.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed

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for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

By Barry Wilson

Date September 16, 2004

FOLEY & LARDNER LLP
P.O. Box 80278
San Diego, California 92138-0278
Telephone: (858) 847-6722
Facsimile: (858) 792-6773

Barry S. Wilson
Attorney for Applicant
Registration No. 39,431

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(Printed Name)
Germaine Sarda
(Signature)

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PAYMENT OF DEFICIENCY OWED DUE TO AN ERROR IN SMALL ENTITY
STATUS UNDER 37 C.F.R. § 1.28(c)

Commissioner for Patents
PO Box 1450
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DUPLICATE

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